#### ADDENDUM #1 TO 2/8/22 MEETING PACKET:

- REVISED AGENDA to include new Item #8F
- ITEM 8F: Resolution No. 636 and CUP application
- STAFF REPORTS: Manager's water flows report
- STAFF REPORTS: Police staff report
- COUNCIL MEETING MINUTES: January 11, 2022 regular meeting



## **TOWN OF JEROME**

POST OFFICE BOX 335, JEROME, ARIZONA 86331 (928) 634-7943 www.jerome.az.gov

### **AGENDA**

**REVISED 2/2/22** 

#### REGULAR MEETING OF THE JEROME TOWN COUNCIL

#### **CONDUCTED VIA ZOOM**

**TUESDAY, FEBRUARY 8, 2022, AT 7:00 P.M.** 

Due to the length of this meeting, Council may recess and reconvene at the time and date announced.

#### **PUBLIC PARTICIPATION IN THE MEETING**

Members of the public are welcome to participate in the meeting via the following options:

- 1. Zoom Conference
  - a. Computer: https://us02web.zoom.us/j/9286347943
  - b. Telephone: 1 669 900 6833 Meeting ID: 928 634 7943
- 2. Submitting questions and comments:
  - a. If attending by Zoom video conference, click the chat button and enter your name and what you would like to address.
  - b. Email <u>c.gallagher@jerome.az.gov</u> (Please submit comments at least one hour prior to the meeting.)

NOTE: FOR THOSE WITHOUT HOME INTERNET: A drive-up internet hotspot is now available in the parking lot in front of the Jerome Public Library. Bring your device and access the internet while sitting in your car. The network is **Sparklight Yavapai Free WIFI** and no password is required.

Pursuant to A.R.S. 38-431.02 notice is hereby given to the members of the Council and to the General Public that the Jerome Town Council plans to hold the above meeting. Persons with a disability may request an accommodation such as a sign language interpreter by contacting Rosa Cays, Deputy Clerk, at 928-634-7943. Requests should be made early enough to allow time to arrange the accommodation.

A copy of the full public meeting packet may be reviewed at the offices of Jerome Town Hall during normal business hours, and on the Town's website at www.jerome.az.gov.

ITEM #1:	CALL TO ORDER/ROLL CALL	
	Mayor/Chairperson to call meeting to order.	
	Town Clerk to call and record the roll.	1
	*MOMENT OF SILENCE* and acknowledgement of the passing of Greg Gardemann	
ITEM #2:	FINANCIAL REPORTS	0///0//
	Financial reports for January 2022	Discussion/Possible Action
ITEM #3:	STAFF AND COUNCIL REPORTS	
	Reports by the Town Manager/Clerk, Deputy Town Clerk, Utilities Clerk, Accounting Clerk, Public Works Department, Building Inspector, Library, Municipal Court, Police Chief, Fire Chief, and Council members.	Discussion/Possible Action
ITEM #4:	PLANNING & ZONING AND DESIGN REVIEW BOARD MINUTES	
	Minutes are provided for the information of Council and do not require action.	Discussion/Possible Direction
ITEM #5:	APPROVAL OF MINUTES	
	December 7, 2021 (closed session); December 14, 2021 (closed session); December 28, 2021 (open session);	Discussion/Possible
	January 11, 2022 special meeting (open and closed sessions); January 11, 2022 regular meeting (open session)	Action
ITEM #6:	PETITIONS FROM THE PUBLIC	
	Pursuant to A.R.S. § 38-431.01(H), public comment is permitted on matters not listed on the agenda, but the subject matter must be within the jurisdiction of the Council. All comments are subject to reasonable time, place and manner restrictions. All petitioners must fill out a request	
	form with their name and subject matter. When recognized by the chair, please step to the podium, state your name and please observe the	
	three (3) minute time limit. No petitioners will be recognized without a request. The Council's response to public comments is limited to asking	Discussion/Possible
ITENA #7.	staff to review a matter commented upon, asking that a matter be put on a future agenda, or responding to criticism.	Direction
ITEM #7:	PRESENTATIONS	
	ITEM #7A: FY 2021 AUDIT	Sponsored by Mayor
	Matt Bingham of Colby & Powell will present the firm's audit of Jerome's finances for FY2021. Following the	Jack Dillenberg  Discussion/Possible
	presentation, Council may vote to accept the audit.	Action
	ITEM #7B: WASTEWATER TREATMENT PLANT UPGRADE AND FUNDING UPDATE	Sponsored by Mayor
	Mike Krebs of PACE Engineering will update Council regarding the progress toward a planned upgrade of the	Jack Dillenberg Discussion/Possible
	wastewater treatment plant and funding options for same.	Direction
ITEM #8:	ORDINANCES AND RESOLUTIONS	
	ITEM #8A: SECOND READING AND POSSIBLE ADOPTION – ORDINANCE NO. 478, AN ORDINANCE OF	
	THE TOWN COUNCIL OF THE TOWN OF JEROME, YAVAPAI COUNTY, ARIZONA, AMENDING SECTION	Sponsored by Vice
	509, "SIGNS," OF THE JEROME ZONING ORDINANCE	Mayor Mandy Worth
	Council may conduct the second reading of, and may adopt, Ordinance No. 478.	Discussion/Possible Action

	ITEM #8B: SECOND READING AND POSSIBLE ADOPTION – ORDINANCE NO. 480, AN ORDINANCE OF	
	THE TOWN COUNCIL OF THE TOWN OF JEROME, YAVAPAI COUNTY, ARIZONA, AMENDING THE	Sponsored by Mayor
	JEROME TOWN CODE BY THE ADDITION OF NEW ARTICLE 8-7, "SHORT-TERM RENTAL REGULATION"	Jack Dillenberg  Discussion/Possible
	Council may conduct the second reading of, and may adopt, Ordinance No. 480.	Action
	ITEM #8C: RESOLUTION NO. 634, A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN	
	OF JEROME, ARIZONA, AMENDING THE ADOPTED FEE SCHEDULE BY THE ADDITION OF A WATER LINE	Sponsored by Councilmember Jane
	MAINTENANCE CHARGE	Moore Discussion/Possible
	Council may adopt Resolution No. 634.	Action
	ITEM #8D: FIRST READING - ORDINANCE NO. 481, AN ORDINANCE OF THE TOWN COUNCIL OF THE	
	TOWN OF JEROME, YAVAPAI COUNTY, ARIZONA, AMENDING ARTICLE 7-9, "INTERNATIONAL FIRE	
	CODE" OF THE JEROME TOWN CODE TO ADOPT THE INTERNATIONAL FIRE CODE, 2018 EDITION,	Sponsored by Mayor
	INCLUDING APPENDIXES B, C, D, E, F AND G, TOGETHER WITH AMENDMENTS THERETO	Jack Dillenberg  Discussion/Possible
	Council may conduct the first reading of Ordinance No. 481.	Action
	ITEM #8E: RESOLUTION NO. 635 – A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE	
	TOWN OF JEROME, ARIZONA, DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED	
	WITH THE TOWN CLERK AND ENTITLED "INTERNATIONAL FIRE CODE, 2018 EDITION," INCLUDING	Sponsored by Mayor
	APPENDIXES B, C, D, E, F AND G, TOGETHER WITH AMENDMENTS THERETO	Jack Dillenberg Discussion/Possible
	Council may adopt Resolution No. 635.	Action
	ITEM #8F: RESOLUTION NO. 636 - A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF	
	JEROME, ARIZONA, APPROVING A CONDITIONAL USE PERMIT FOR A TEMPORARY SHIPPING	Sponsored by Mayor
	CONTAINER AT 446 CLARK STREET	Jack Dillenberg Discussion/Possible
	Council may adopt Resolution No. 636.	Action
ITEM #9:	UNFINISHED BUSINESS	
	ITEM #9A: COVID-19	Sponsored by Mayor Jack Dillenberg
	Council will discuss COVID protocols in light of the most recent data.	Discussion/Possible Direction
ITEM #10:	NEW BUSINESS	
	ITEM #10A: INTERGOVERNMENTAL AGREEMENT WITH YAVAPAI COUNTY FOR ELECTION SERVICES	Sponsored by Mayor Jack Dillenberg
	Council may approve a renewed IGA with Yavapai County for the provision of election services.	Discussion/Possible Action
	ITEM #10B: SERIES 12 (RESTAURANT) LIQUOR LICENSE – CORNISH PASTY	Action
	Council will review and may recommend approval, disapproval or take no action regarding an application by	Sponsored by Mayor
	Jerome Pasty Co., Inc. for a Series 12 (Restaurant) liquor license for their Cornish Pasty establishment at 403	Jack Dillenberg
	Clark Street.	Discussion/Possible Action
	ITEM #10C: POSITIONS OF TOWN MANAGER AND TOWN CLERK	
	Council will discuss the process to recruit and hire a Town Manager and Town Clerk to replace Candace Gallagher,	Sponsored by Mayor
	who will be retiring as of August 1. A portion of this discussion may take place in executive session, pursuant to	Jack Dillenberg  Discussion/Possible
	A.R.S. § 38-431.03 (A)(1).	Direction
ITEM #11:	TO AND FROM THE COUNCIL	Discussion; Possible
1		
ITEM #12:	Council may direct staff regarding items to be placed on a future agenda.  ADJOURNMENT	Direction

The Town Council may recess the public meeting and convene in Executive Session for the purpose of discussion or consultation for legal advice with the Town Attorney, who may participate telephonically, regarding any item listed on this agenda pursuant to A.R.S. § 38-431.03 (A)(3). The Chair reserves the right, with the consent of Council, to take items on the agenda out of order.

#### CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that this notice and agenda was posted at the following locations on or before 7 p.m. on in accordance with the statement filed by the Jerome Town Council with the Jerome Town Clerk: (1) 970 Gulch Road, side of Gulch Fire Station, exterior posting case; (2) 600 Clark Street, Jerome Town Hall, exterior posting case; (3) 120 Main Street, Jerome Post office, interior posting case.

Rosa	Cavs.	Deputy	Town	Cler



## TOWN OF JEROME

POST OFFICE BOX 335, JEROME, ARIZONA 86331 (928) 634-7943 FAX (928) 634-0715

#### **RESOLUTION NO. 636**

# A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF JEROME, ARIZONA, APPROVING A CONDITIONAL USE PERMIT FOR A TEMPORARY SHIPPING CONTAINER AT 446 CLARK STREET

WHEREAS the Town of Jerome has received an application from Steve Knowlton for a conditional use permit to allow a temporary shipping container in the C-1 zone at 446 Clark Street (APN 401-06-032);

WHEREAS a shipping container is not specifically listed as a permitted or conditional use in the Jerome Zoning Ordinance;

WHEREAS the applicant has requested that shipping containers be determined to be similar in nature to a temporary building "for uses incidental to construction work, which buildings shall be removed upon completion of or abandonment of the construction work," which *are* permitted in residential zones per the Jerome Zoning Ordinance and which would therefore be a conditional use in the C-1 District; and

WHEREAS the Planning and Zoning Commission reviewed this application at their January 19, 2022 meeting and recommended approval by the Town Council, subject to certain conditions that it deems necessary to secure the intent and purposes of the Jerome Zoning Ordinance; and

WHEREAS the Town may require guarantees and evidence that such conditions are being or will be complied with;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Jerome, Arizona, that a conditional use permit to allow a temporary shipping container in the C-1 Zone at 446 Clark Street (APN 401-06-032) is hereby approved, subject to the following conditions:

- 1. **Certificate of Occupancy** The applicant shall receive the Certificate of Occupancy from the town building inspector once the construction project is completed only after the shipping container is removed from the property.
- 2. **Visual compatibility** The applicant shall present his application to the Jerome Design Review Board for approval and comply with any requirements deemed necessary to make the shipping container visually compatible with the surrounding area.
- 3. **Review** The Planning and Zoning Commission shall review the CUP approximately six (6) months from the opening date of the business. The review shall address any complaints or concerns and compliance with existing conditions of approval. New conditions may be added if necessary to mitigate any new issues that have arisen.

six (6) months from the date of Council r	issued by the Town Council shall be commenced within ratification, and diligently pursued, otherwise it shall applicant may request an extension by the approval body, proval expiration.
ADOPTED AND APPROVED by a majo	ority vote of the Jerome Town Council on the day of
	APPROVED:
	Dr. Jack Dillenberg, Mayor
ATTEST:	APPROVED AS TO FORM:



### **Conditional Use Permit Application Checklist**

Each application will be filed with the zoning administrator and forwarded to the Jerome Planning and Zoning Commission once the application has been reviewed by staff and determined to be complete. Projects recommended for approval by the Jerome Planning and Zoning Commission will be forwarded to the Town Council for final approval. All application materials must be submitted electronically in PDF format (8.5-by-11 inches or 11-by-17 inches). Contact the zoning administrator at 928-634-7943 if assistance is needed regarding submitting materials.

		General Land Use Application Form
	X	Written narrative of the proposed project (include uses, hours of operation, number of employees, etc.)
	X	Plot plan or site layout, including all improvements drawn to scale
NA		Location, dimension, and calculation of required parking spaces
NA		Dimensions of all setbacks (front, rear, sides)
NA		Diagram and calculation of median grade and maximum building height (for new construction)
N/A		Topographic survey (note: may be waived for some projects)
NIA		Existing and proposed grades (for new construction)
	X	Location and dimensions of property lines, street right-of-way boundaries, and easements
V/4		Location and dimensions of all existing buildings, structures, and nearby features
ns/17		Square footage and coverage of existing and proposed buildings
	X	Elevations and dimensions of all sides of proposed building walls (for new construction)
NA		Location and dimensions of existing and proposed pedestrian walkways and stairways
NA		Photographs showing all sides of existing structures
NA		Location of trees and other natural features
WA		Utility locations and connections
NA		Method of disposal for storm drainage (including energy dissipaters and retention/detention)
NA		Fire sprinkler and fire safety components
NA		Landscape plan (for new construction)
NA		Lighting plan and lighting fixtures
N/A		Signage (if applicable)
	X	Photographs showing adjoining properties, buildings, and structures
NA		Explanation and location of any building or structure to be demolished or removed
NA		Depth and volume of any cut and fill or other proposed excavation (for new construction)
N/A		Additional information requested by zoning administrator

Page 1 of 1 Updated: 4/15/2020

Town Use



## TOWN OF JEROME, ARIZONA

600 Clark Street, P.O. Box 335, Jerome, AZ 86331 (928) 634-7943

### General Land Use Application – Check all that apply

General Land Ose Applica	tion – Check all that apply
Site Plan Review \$100 Design Review \$50 Demolition \$50/\$200 Signage/Awning \$ Time Extension \$0 Solution Contact Application Contact Application Contact Application Contact Design Review \$50 Design Review \$50 Solution Review \$5	Paint/Roofing \$0    Other:  hecklist/s for additional submittal requirements.
Applicant: STEVE KNUWLTON	Owner: IDEAS - H - PLANTY LLC
	Property owner mailing address: POB 10 45
JEROME 17Z	JELOME 172
Applicant role/title: OWNER  Applicant phone: 603-355-7410	
Applicant phone: 603 - 355 - 17410	Owner phone: 6 03 - 355 - 7410
	Owner email: CCH JEROME @ GARLIC
	Parcel number:
Describe project: SETA ZO' COM	TEX BOX AS A  BUILDING FOR MATERIAS  PROTECT OF 446 CLARK ST
11= MPORARY STORAGE	BUILDING FOR MATERIAS
<ul> <li>Town Council is discretionary.</li> <li>I understand that the application fee is due at subfee is paid to the Town.</li> <li>I understand review criteria are used in evaluation Planning and Zoning Commission. These criteria are</li> </ul>	n by the Jerome Design Review Board and/or are included in the Jerome Zoning Ordinance. Eduled for consideration until all required materials mined to be complete.  Date: 12/16/2(
Received from:	The second secon
Received the sum of \$ as:	Cash Credit Card
By: For	
Tentative Meeting Date/s - DRB:	P&Z:

Page 1 of 1 Updated: 6/24/2021

### Ideas-A-Plenty, LLC 446 Clark Street PO Box 1045 Jerome, AZ 86331

December 20, 2021

Town of Jerome:
Planning & Zoning Commission
Design Review Board
Town Council

Now a 14-ft container

We would like to acquire your approval to place an 8' x 8' x 20' Conex as a temporary structure for material and tool storage during the construction/renovation of 446 Clark Street.

We are also very aware of the visual effect to the surrounding neighbors and therefore the Conex will be placed such that it should not be noticeable from Clark Street and minimal visibility from Main Street. That which is visible will be painted to blend into the natural surroundings or as recommended by you.

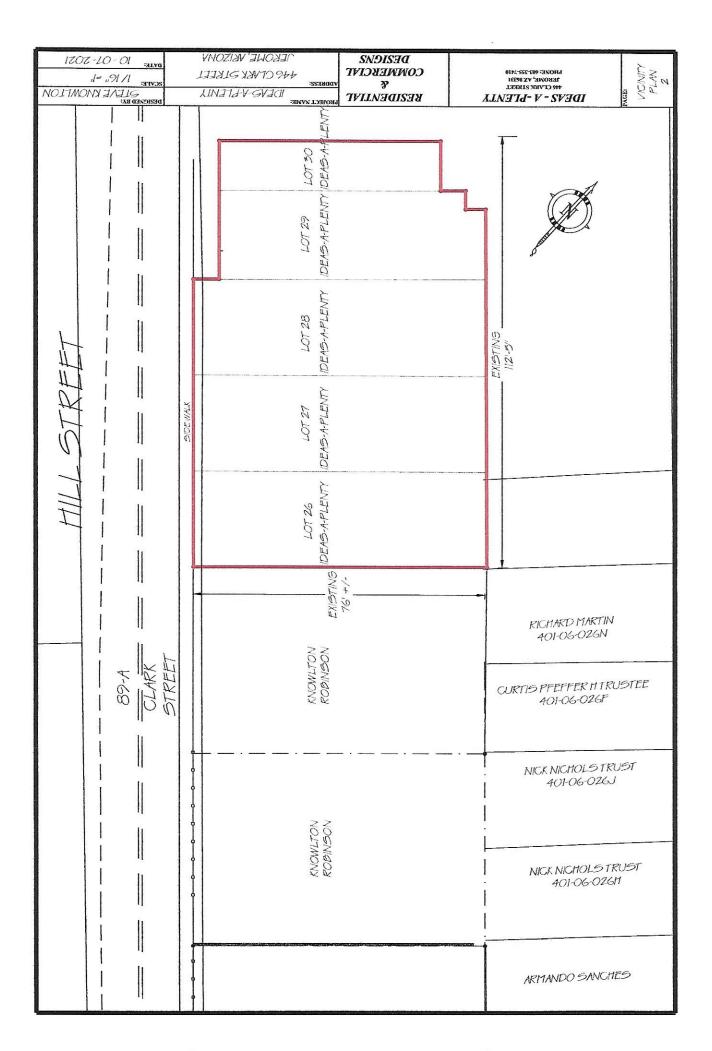
It is understood that this temporary structure will have to be removed before a final Certificate of Occupancy is granted for 446 Clark Street.

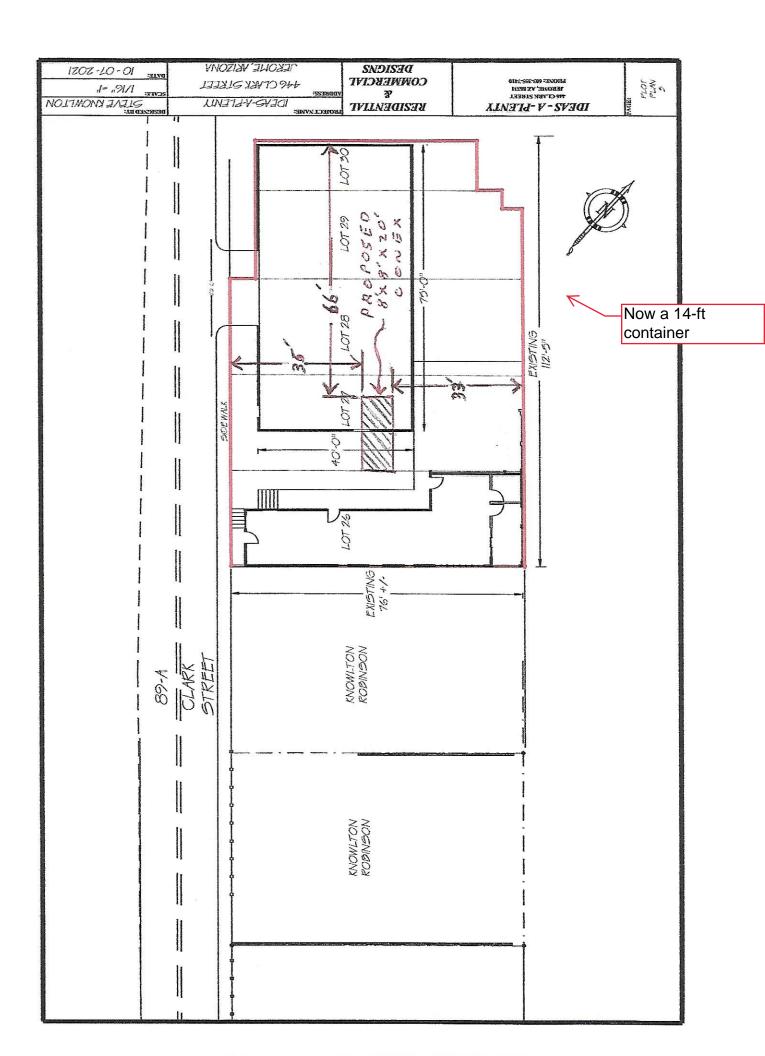
Respectfully submitted,

gters Tenoutres

Steve Knowiton

Ideas-A-Plenty, LLC





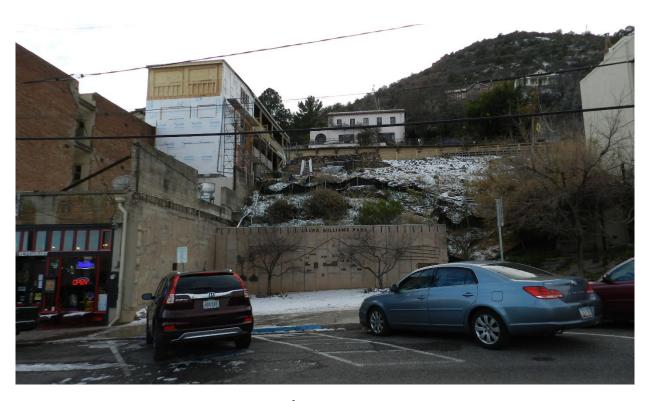












View from Main Street



Clark St looking north



Clark St looking south



## **TOWN OF JEROME**

Post Office Box 335, Jerome, Arizona 86331 (928) 634-7943

## P&Z Resolution 2022-03 Recommending approval of a CUP for a shipping container

Whereas the Town of Jerome has received an application from Steve Knowlton for a conditional use permit to allow a temporary shipping container in the C-1 zone at 446 Clark Street (APN 401-06-032);

Whereas a shipping container is not specifically listed as a permitted or conditional use in the Jerome Zoning Ordinance;

Whereas the applicant has requested that shipping containers be determined to be similar in nature to a temporary building "for uses incidental to construction work, which buildings shall be removed upon completion of or abandonment of the construction work," which *are* permitted in residential zones per the Jerome Zoning Ordinance and which would therefore be a conditional use in the C-1 District; and

Whereas the Jerome Design Review Board shall review this application at their February 7, 2022 meeting; and

Whereas the Planning and Zoning Commission finds that the temporary building applied for will not be detrimental to the public health, safety, peace, convenience, comfort, and general welfare of persons residing or working in the neighborhood of such proposed use or be detrimental or injurious to property and improvements in the neighborhood or to the general welfare of the Town;

Whereas the Planning and Zoning Commission has designated conditions in connection with the use permit that it deems necessary to secure the intent and purposes of the Jerome Zoning Ordinance and may require guarantees and evidence that such conditions are being or will be complied with.

Now, therefore be it resolved that the Planning and Zoning Commission of the Town of Jerome, Arizona, recommends approval of this Conditional Use Permit by the Town Council, subject to the following conditions:

- Certificate of Occupancy The applicant shall receive the Certificate of Occupancy from the town building inspector once the construction project is completed and only after the shipping container is removed from the property.
- 2. **Visual compatibility** The applicant shall present his application to the Jerome Design Review Board for approval and comply with any requirements deemed necessary to make the shipping container visually compatible with the surrounding area.
- 3. **Review** The Planning and Zoning Commission shall review the CUP approximately six (6) months from the opening date of the business. The review shall address any complaints or concerns and compliance with existing conditions of approval. New conditions may be added if necessary to mitigate any new issues that have arisen.

#### **WATER FLOWS REPORT**

Reading Date	WALNUT GPM	VERDE GPM
<b>2021</b> 04-Jan	82.6	191
11-Jan	No reading	188
19-Jan	No reading	180
2-Feb	No reading	198
8-Feb	77	192
16-Feb	77	194
22-Feb	77	188
1-Mar	77	185
8-Mar	77	188
15-Mar	77	190
22-Mar	77	104
29-Mar	77	104
6-Apr	77	109
12-Apr	82	102
19-Apr	77	180
26-Apr	71	194
7-May	77	196
11-May	77	190
17-May	66	193
24-May	71	189
1-June	66	182
8-June	60	250
15-June	57	248
21-June	57	242
28-June	57	244
6-July	52	248
12-July	57	240
14-July	48	243
19-July	52	180
28-July	83	177
2-Aug	101	108
11-Aug	77	175
16-Aug	172	180
23-Aug	72	175
30-Aug	66	170
8-Sept	61	168
13-Sept	57	170
	57	170
20-Sept 27-Sept		
	61	162
4-Oct	57	160
11-Oct	61	162
18-Oct	71	165
25-Oct	71	160
1-Nov	66	152
8-Nov	61	159
19-Nov	71	158
22-Nov	71	155
29-Nov	61	158
6-Dec	66	155
14-Dec	71	156
20-Dec	71	144
23-Dec	71	142
27-Dec	71	144
<b>2022</b> 3-Jan	71	140
18-Jan	68	145
24-Jan	71	150
31-Jan	77	141



## JEROME POLICE DEPARTMENT

ALLEN L. MUMA, CHIEF 305 MAIN STREET POST OFFICE BOX 335 JEROME, ARIZONA 86331 (928) 634-8992 FAX (928) 649-2776



February 2, 2022

TO: Honorable Mayor and Jerome Town Council

FROM: Allen Muma, Chief of Police

Attached please find the police activity reports for January 2022.

The January "Calls for Service" report contained no significant single incidents to report. Call volume for January was average.

The parking kiosks brought in \$20,817.90 (as well as cash in the approximate amount of \$822.00 at the PD) for the month of January 2021. In comparison to last year's revenue of \$13,259.95 for the same time period. Since July 1, 2021 to January 31, 2022 (our current budget cycle) they have brought in 173,732.95, while the same period the year before saw \$114,974.05.

There were 205 parking citations that were issued for the month of January. Parking kiosk maintenance continues to be a problem. We received new SIM cards to switch cellular carriers as a test on 2 kiosks with the most communications errors. This has not reduced the error rate. As I pointed out last report we have narrowed the problem down to a cellular data problem, with AT&T changes causing it. There is no movement from AT&T to reposition arrays. We have ordered new cellular modems to change carriers to Verizon; however, these modems are backordered, due in part to chip availability. We are on the priority list.

In my continued efforts to improve communications, I found that the Town's cellular services were not even under a government plan with Verizon. In working out the problems, I was able to switch to a government plan for the entire account which saves us \$139.00 monthly and has no data restrictions of choking and gives us priority. I continue to hash out the problem, which will leave us have to have two carriers for some devices in order to maintain data connections. But, I am getting somewhere.

I finally received final approval from ADOT on 12/1/2021, both speed signs are installed. The data is great!

I'm back to square one in my search for a replacement full-time officer.

The flashing caution lights have been added to the oversized truck warning signs, and at this point I see no difference. Actually, I have seen an increase in the last two weeks of oversized truck coming up to Jerome. It reinforces the fact that signage will only go so far to dissuade behavior.

Respectfully,

Allen L. Muma, Chief of Police

Date : **02/02/2022**Page : **1**Agency : **JPD** 

## **Calls For Service Totals By Call Type**

01/01/2022 to 01/31/2022

Call T	уре	Totals	
459A	Burglar Alarm	2	
476	Animal Control Problem	1	
487	Theft	1	
510	Speeder	1	
692	DUI	1	
903	Follow-Up	13	
908F	Found Property	4	
908L	Lost or Stolen Property	3	
917	Abandoned Vehicle	1	
961	Accident - No injuries	3	
AA	Agency Assist	1	
ACPD	Assist Clarkdale PD	10	
AF	Assist Fire Department	2	
AYCSO	Assist YCSO	5	
BI	Background Investigation	1	
CA	Citizen Assist	3	
DIS	Disorderly Conduct	2	
FW	Fireworks Related	1	
HR	Hit & Run Accident	1	
HS	Hazardous Situation	2	
HSE	Hampshire Speed Enforcement	3	
OT	Oversize Truck	8	
PARK	Parking Complaint	1	
PARKV	Parking Violation	1	
PE	Parking Enforcement	18	
PS	Civil Paper Service	2	
REC	Reckless Driver	2	
SC	Security Check	12	
SLC	Street Light Check	2	
SS	Suspicious Situation	2	
TO	Traffic Offense	1	
TRN	Training	3	

Grand Total for all calls

113

Printed By/On: CHIEF / 02/02/2022 13:33:40 CrimeStar® Law Enforcement Records Management System

Licensed to: JEROME POLICE DEPARTMENT



7:14 (9:24)

There were no petitions from the public.

## **TOWN OF JEROME**

POST OFFICE BOX 335, JEROME, ARIZONA 86331 (928) 634-7943 www.jerome.az.gov

### **MINUTES**

### **REGULAR MEETING OF THE JEROME TOWN COUNCIL**

#### **CONDUCTED VIA ZOOM**

TUESDAY, JANUARY 11, 2022, AT 7:00 P.M.

ITEM #1:	CALL TO	ORDER/ROLL	CALL						
7:07 (2:27)	Mayor/Chairperson to call meeting to order.								
,	Mayor Jack Dillenberg called the meeting to order at 7:07 p.m.								
	Town Clerk to call and record the roll.								
		Manager/Clerk Ca		than called the	roll Present w	ara Mayor Dill	anhara Vica Ma	vor Mandy W	orth a
		lmembers Jane M				•	O.		
		ger Melanie Atkin,			-	present were	Townsteamey	אווט, וווט, וווט	ricc
ITEM #2:	<del>-</del>	AL REPORTS	una Depaty	TOWN CICIANO					
7:08 (3:06)	_	reports for Dece	mher 2021						
7.08 (3.00)		ilmember Harvey		I Mc Atlin for	hararl. an +h	o financial ron	orte		
	Counci	•		•		іе діпапсіаі гер	orts.		
		Motion to acce				T way	1 4005117	40074111	_
		COUNCILMEMBER BARBER	MOTION	SECOND	AYE X	NAY	ABSENT	ABSTAIN	-
		DILLENBERG			Х				
		HARVEY	Х		X				
		MOORE WORTH		Х	X X			1	-
ITEM #3:	STAFF A	ND COUNCIL R	FPORTS				1	1	
_				Donuty Tours	Clark I Itilitiaa	Clark Assairs	ting Clark Dub	lic Works Da-	artma.
7:09 (4:22)		by the Town Man						iic works Dep	artme
		nspector, Library							
	Ms. Ga	llagher read from	her staff re	port. She adde	d that there co	ould be possibl	e funding for th	ie Lower Bell v	vaterlir
	She als	so accepted the re	signation of	<sup>F</sup> Bob Gould, th	e newly hired :	zoning adminis	strator, and has	started the b	udget
		•	signation of	Bob Gould, th	e newly hired :	zoning adminis	strator, and has	started the b	udget
	She als proces	ss.			-	zoning adminis	trator, and has	started the b	udget
		Motion to acce	pt the Dece	mber 2021 Staj	ff Reports				udget ¬
		ss.			-	zoning adminis	strator, and has	started the b	udget
		Motion to acce	pt the Dece	mber 2021 Staj	ff Reports				udget
		Motion to acce COUNCILMEMBER BARBER DILLENBERG HARVEY	pt the Dece	mber 2021 Staj	Ff Reports  AYE  X  X  X				udget
		Motion to acce COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE	pt the Dece	mber 2021 Staj	Ff Reports  AYE  X  X  X  X				udget
	proces	Motion to acce COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH	pt the Dece	mber 2021 Staj	REPORTS  AYE  X  X  X  X  X	NAY	ABSENT	ABSTAIN	
	proces <b>ZONING</b>	Motion to acce COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH ADMINISTRAT	MOTION  X  OR'S REPC	second  x  DRT/PLANNIN	Ff Reports  AYE X X X X X X X X X X X X X X X X X X X	NAY	ABSENT	ABSTAIN	
	proces <b>ZONING</b>	Motion to acce COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH	MOTION  X  OR'S REPC	second  x  DRT/PLANNIN	Ff Reports  AYE X X X X X X X X X X X X X X X X X X X	NAY	ABSENT	ABSTAIN	
	ZONING Minutes a	Motion to acce COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH ADMINISTRAT	MOTION  X  OR'S REPO	second  x  DRT/PLANNIN	Ff Reports  AYE X X X X X X X X X X X X X X X X X X X	NAY	ABSENT	ABSTAIN	
7:12 (7:08) ITEM #5:	ZONING Minutes a	Motion to acce COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH ADMINISTRAT Are provided for to	Pt the Dece	second  x  DRT/PLANNIN tion of Council	AYE X X X X X X AX AX AX AX AX AX AX AX AX	AND DESIG	ABSENT  N REVIEW BO	ABSTAIN	
7:12 (7:08) ITEM #5:	ZONING Minutes a APPROV December	Motion to acce  COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH ADMINISTRAT are provided for the council of	Pt the Decement of the Information of the Informati	second  x  DRT/PLANNIN tion of Council	AYE X X X X X AG & ZONING and do not re	i AND DESIG	ABSENT  N REVIEW BO	ABSTAIN	
7:12 (7:08) ITEM #5:	ZONING Minutes a APPROV December	Motion to acce  COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH ADMINISTRAT are provided for the council of	OR'S REPO	SECOND  X  DRT/PLANNIN tion of Council essions); Decervailable at the t	AYE X X X X X AG & ZONING and do not residue of the me	AND DESIG quire action. (open and <del>clos</del> eting.	ABSENT  N REVIEW BO	ABSTAIN	
7:12 (7:08) ITEM #5:	ZONING Minutes a APPROV December	Motion to access  COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH  ADMINISTRAT are provided for the council of the council	OR'S REPO the information of the	x DRT/PLANNIN tion of Council essions); Decervailable at the t	AYE X X X X X Y SIG & ZONING And do not restricted the mee The pen-session m	AND DESIG equire action. Topen and elose	N REVIEW BO	ABSTAIN  PARD MINUT	
7:12 (7:08) ITEM #5:	ZONING Minutes a APPROV December	Motion to acce  COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH ADMINISTRAT are provided for to access to minutes Motion to access to	OR'S REPO	SECOND  X  DRT/PLANNIN tion of Council essions); Decervailable at the t	AYE  AYE  X  X  X  X  X  AG & ZONING  and do not reside the me pen-session me  AYE	AND DESIG quire action. (open and <del>clos</del> eting.	ABSENT  N REVIEW BO	ABSTAIN	
7:12 (7:08) ITEM #5:	ZONING Minutes a APPROV December	Motion to acce COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH ADMINISTRAT are provided for the councilmember Motion to accee COUNCILMEMBER BARBER	OR'S REPO the information of the	x DRT/PLANNIN tion of Council essions); Decervailable at the t	AYE  AYE  X  X  X  X  AG & ZONING  and do not recurrence of the mean session means and means are a second means and means are a second means a second means are a second means are a second means are a sec	AND DESIG equire action. Topen and elose	N REVIEW BO	ABSTAIN  PARD MINUT	
7:12 (7:08) ITEM #5:	ZONING Minutes a APPROV December	Motion to acce  COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH ADMINISTRAT are provided for to access to minutes Motion to access to	OR'S REPO the information of the	x DRT/PLANNIN tion of Council essions); Decervailable at the t	AYE  AYE  X  X  X  X  X  AG & ZONING  and do not reside the me pen-session me  AYE	AND DESIG equire action. Topen and elose	N REVIEW BO	ABSTAIN  PARD MINUT	
7:12 (7:08) ITEM #5:	ZONING Minutes a APPROV December	Motion to acce  COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH  ADMINISTRAT  Are provided for the councilmember Motion to acce COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE	OR'S REPO the information of the	x DRT/PLANNIN tion of Council essions); Decervailable at the t	AYE  AYE  X  X  X  X  AG & ZONING  and do not recurrence of the mean session means and means are a second means and means are a second means a second means are a second means are a second means are a sec	AND DESIG equire action. Topen and elose	N REVIEW BO	ABSTAIN  ARD MINUT	
7:12 (7:08) ITEM #5:	ZONING Minutes a APPROV December	Motion to acce  COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH  ADMINISTRAT are provided for to the councilmember accession minutes Motion to accession to ac	OR'S REPO the information of the	x DRT/PLANNIN tion of Council essions); Decervailable at the t	AYE  AYE  X  X  X  X  AY  AY  AY  AY  AN  AN  AN  AN  AN  AN	AND DESIG equire action. Topen and elose	N REVIEW BO	ABSTAIN  ARD MINUT	
7:12 (7:08) ITEM #5:	ZONING Minutes a APPROV December	Motion to acce  COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH  ADMINISTRAT  Are provided for the councilmember Motion to acce COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE	OR'S REPO the information of the	x DRT/PLANNIN tion of Council essions); Decervailable at the tember 7, 2021 of	AYE  The points  AYE  X  X  X  X  AG & ZONING  And do not restricted the meter of t	AND DESIG equire action. Topen and elose	N REVIEW BO	ABSTAIN  ARD MINUT	
7:12 (7:08) ITEM #5:	ZONING Minutes a APPROV December	Motion to acce  COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH  ADMINISTRAT  Are provided for the councilmember Motion to acce COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE	OR'S REPO	x DRT/PLANNIN tion of Council essions); Decervailable at the tember 7, 2021 of SECOND  x	AYE  AYE  X  X  X  X  AG & ZONING  and do not restricted the mee  pen-session m  AYE  X  X  X  X  X  X  X  X  X  X  X  X  X	AND DESIG	N REVIEW BO	ABSTAIN  ARD MINUT	
7:12 (7:08) ITEM #5:	ZONING Minutes a APPROV December	Motion to acce COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH ADMINISTRAT are provided for to access of a councilmember Motion to access of access of access of a councilmember BARBER DILLENBERG HARVEY MOORE WORTH	OR'S REPO	x DRT/PLANNIN tion of Council essions); Decervailable at the tember 7, 2021 of SECOND  x	AYE  AYE  X  X  X  X  AG & ZONING  and do not restricted the mee  pen-session m  AYE  X  X  X  X  X  X  X  X  X  X  X  X  X	AND DESIG	N REVIEW BO	ABSTAIN  ARD MINUT	
7:12 (7:08) ITEM #5:	ZONING Minutes a APPROV December	Motion to acce  COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH  ADMINISTRAT  Are provided for the session minutes Motion to acce COUNCILMEMBER HARVEY MOORE WORTH  MOORE WORTH  MOORE WORTH  Motion to acce COUNCILMEMBER WORTH  Motion to acce COUNCILMEMBER WORTH	OR'S REPO The information  S The delosed see were not as the Decement of the D	x DRT/PLANNIN tion of Council essions); Decervailable at the tember 7, 2021 of SECOND  x mber 14, 2021 of SECOND	AYE  AYE  X  X  X  X  X  AG & ZONING  AND  AYE  X  AYE  AYE  AYE  AYE  AYE  AYE	AND DESIG	N REVIEW BO	ABSTAIN  ABSTAIN  ABSTAIN	
ITEM #4: 7:12 (7:08) ITEM #5: 7:12 (7:30)	ZONING Minutes a APPROV December	Motion to access  COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH ADMINISTRAT are provided for the series of th	OR'S REPO The information  S The information  Were not average the December of	x DRT/PLANNIN tion of Council essions); Decervailable at the tember 7, 2021 of SECOND  x mber 14, 2021 of SECOND	AYE  X  X  X  X  X  IG & ZONING  and do not re  The repersession m  AYE  X  AYE  AYE  AYE  AYE  AYE  AYE	AND DESIG	N REVIEW BO	ABSTAIN  ABSTAIN  ABSTAIN	
7:12 (7:08) ITEM #5:	ZONING Minutes a APPROV December	Motion to acce  COUNCILMEMBER BARBER DILLENBERG HARVEY MOORE WORTH  ADMINISTRAT  Are provided for the session minutes Motion to acce COUNCILMEMBER HARVEY MOORE WORTH  MOORE WORTH  MOORE WORTH  Motion to acce COUNCILMEMBER WORTH  Motion to acce COUNCILMEMBER WORTH	OR'S REPO The information  S The delosed see were not as the Decement of the D	x DRT/PLANNIN tion of Council essions); Decervailable at the tember 7, 2021 of SECOND  x mber 14, 2021 of SECOND	AYE  AYE  X  X  X  X  X  AG & ZONING  AND  AYE  X  AYE  AYE  AYE  AYE  AYE  AYE	AND DESIG	N REVIEW BO	ABSTAIN  ABSTAIN  ABSTAIN	

#### ITEM #7:

#### ORDINANCES AND RESOLUTIONS

#### 7:14 (9:38)

## ITEM #7A: SECOND READING AND POSSIBLE ADOPTION – ORDINANCE NO. 477, AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JEROME, YAVAPAI COUNTY, ARIZONA, APPROVING AN AMENDMENT TO THE ZONING MAP

Council may conduct the second reading of, and may adopt, Ordinance No. 477.

Mayor Dillenberg read Ordinance No. 477 in title only and opened the floor to the public.

(10:25) Jerome property owner Cameron Sinclair said he and Bethany Halbreich have been working on the rezone for six months, then explained the reason for it. He said Phase 2 is an institutional project, as was the original structure on the lot, and that institutional use is included in the C-1 zone. Mr. Sinclair read the allowable uses from the ordinance and stated that the Phase 2 project would fall under philanthropic organizations. He said split-zone lots are troublesome for P&Z and that six to 12 of them exist in Jerome. Mr. Sinclair said about 35 percent of the lot would be converted from AR to C-1 and that the building footprint would change less than 300 square feet from AR to C-1. He said it is better for zoning administrators to deal with unified lots and that this project could help set guidelines for the town and Mr. Sims to deal with other split lots. Mr. Sinclair said the third reason for the rezone is that it would allow the necessary setbacks for them to build retaining walls to deal with subsidence. He said that although the rezone is not necessary for their project, that without the rezone, the responsibility of the subsidence would go to the adjacent property owner, which is the town of Jerome.

The mayor invited Verde Exploration attorney Rob Pecharich to speak.

(15:58) Mr. Pecharich thanked Mr. Sims for figuring out a solution to this: the town gets an expensive retaining wall built and Mr. Sinclair gets to upgrade his property, which would also benefit the town. He said if the town doesn't get this fixed, it could be liable for subsidence and roads no longer being maintained. Mr. Pecharich said this is more than fair to the town and that Verde Exploration supports Mr. Sinclair's proposal.

Mr. Sims pointed out to the mayor that there was a blank in the ordinance that needs to be filled in. He explained what the ordinance would entail and said that a time must be agreed upon regarding when Mr. Sinclair must submit a building permit, which needs to be inserted in the ordinance. He said 36 months (three years) had been discussed. Mayor Dillenberg asked Mr. Sinclair if three years would be agreeable.

(21:17) Mr. Sinclair clarified that the way the ordinance is written, it refers to applying for the building permit, not gaining the building permit. He explained the timeline and process and potential liability for the town in the future. Mr. Sinclair said 36 months for the <u>application</u> of the building permit was plausible.

Mayor Dillenberg motioned to approve the ordinance with the insertion of 36 months. The vice mayor seconded the motion. The mayor then requested individual votes by roll call. Ms. Gallagher called the roll.

#### Motion to adopt Ordinance No. 477 with insertion of 36 months to apply for a building permit

COUNCILMEMBER	MOTION	SECOND	AYE	NAY	ABSENT	ABSTAIN
BARBER			X			
DILLENBERG	Х		X			
HARVEY				X		
MOORE						Х
WORTH		Х	X			

#### 7:29 (23:59)

## ITEM #7B: FIRST READING – ORDINANCE NO. 478, AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JEROME, YAVAPAI COUNTY, ARIZONA, AMENDING SECTION 509, "SIGNS," OF THE JEROME ZONING ORDINANCE

Council may conduct the first reading of Ordinance No. 478.

Mayor Dillenberg conducted the first reading of the ordinance in title only.

Ms. Gallagher reminded Council that the ordinance came from P&Z with changes, went back to P&Z with Council changes, and was now back with those changes agreed upon. She explained that this was the first reading of the ordinance and that the next item was the resolution for Council to vote on.

Ms. Harvey had several questions and comments regarding definitions, dimensions, and setbacks.

Ms. Gallagher asked Mr. Sims if these changes could be made at the second reading or if they would have to go back to P&Z. Mr. Sims confirmed that the changes could be made at the second reading.

Discussion ensued about Ms. Harvey's comments. Ms. Gallagher noted the suggested changes.

#### 7:38 (32:30)

## ITEM #7C: RESOLUTION NO. 631, A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF JEROME, ARIZONA, DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE TOWN CLERK AND ENTITLED "PROPOSED CHANGES TO THE SIGN ORDINANCE – JANUARY 11, 2022"

Council may adopt Resolution 631.

#### Motion to adopt Resolution No. 631 as amended

COUNCILMEMBER	MOTION	SECOND	AYE	NAY	ABSENT	ABSTAIN
BARBER			X			
DILLENBERG			X			
HARVEY	Х		X			
MOORE		Х	X			
WORTH			X			

#### 7:38 (33:36)

## ITEM #7D: RESOLUTION NO. 632, A RESOLUTION OF THE TOWN COUNCIL OF TOWN OF JEROME, ARIZONA ADOPTING A PSPRS PENSION FUNDING POLICY

Council may adopt Resolution No. 632.

Ms. Gallagher said this was required each year and explained the purpose of the resolution.

#### Motion to adopt Resolution No. 632

COUNCILMEMBER	MOTION	SECOND	AYE	NAY	ABSENT	ABSTAIN
BARBER			X			
DILLENBERG			X			
HARVEY	Х		X			
MOORE		Х	X			
WORTH			Y			

#### 7:39 (34:54)

## ITEM #7E: FIRST READING - ORDINANCE NO. 479, AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JEROME, YAVAPAI COUNTY, ARIZONA, AMENDING SECTION 8-5, "TOUR BUSINESS CODE," OF THE JEROME TOWN CODE

Council may conduct the first reading of Ordinance No. 479.

Mayor Dillenberg conducted the first reading of the ordinance in title only.

Ms. Gallagher said the amendments were based on past discussions and explained what was being clarified or amended, including changing the language to exclude Highway 89A as prohibited for tours to traverse; prohibition of bright lights; and no tours after 10 p.m. She said the limitation of number of tour businesses could be decided at the second reading and that a recommendation regarding control of parking will be discussed then as well.

Councilmember Moore asked how bright lights would be defined. Mr. Sims said by lumens and that he would send examples. Ms. Moore said, according to someone who lives near the Catholic church, the tools used to find ghosts make a lot of noise. Ms. Gallagher offered to read the email from that person. Ms. Moore also asked about the limitation on the number of tour businesses and if this was regarding those located in Jerome. She also asked how many walking tours there were. Ms. Gallagher said one of the businesses does walking tours.

Ms. Harvey suggested limiting the number of tour businesses to three. Mr. Sims said the limitation must be justified, based on congestion or traffic, for instance, and documented. Ms. Harvey listed several examples of the congestion due to tours.

Vice Mayor Worth said before a number is decided on, she would like more concrete information to see if a precedence exists in Arizona and if there is a standard process for limiting types of businesses. She also suggested changing the language to say, "tours that begin and end in Jerome."

Ms. Moore said Jerome is unique and more affected by congestion on the streets due to the narrow streets and sidewalks. She said the tours just make it worse.

Ms. Gallagher read aloud the email from Erica Knitz regarding the noise from the tours.

(43:02) Tour business owner and Jerome resident Aeron Bailey stated that when his tours go to the Catholic church, their spirit boxes are muted. He also said he has removed 11 p.m. tours from his schedule and has purchased lanterns instead of flashlights. He said he has spoken to Chief Muma, who said he has received no complaints about Mr. Bailey's tours. Mr. Bailey requested that Council consider allowing tours on private property to end at 11 p.m. As for the cemetery, he asked how the town could block a right of way, especially before 10 p.m. He said the cars coming around the hairpin turn by North Drive had to be worse than one of his tour vans driving to the cemetery. Mr. Bailey pointed out that he has been coming to the council meetings and the other tour company owners have not, and that he wants to work with the town to come up with a mutually beneficial position.

Ms. Gallagher explained to the mayor that this was the first reading, and that Council could consider Mr. Bailey's suggestions. She asked Mr. Bailey if his tours on private property were indoors or outdoors. Mr. Bailey replied they are indoors at the high school auditorium.

Ms. Gallagher suggested changing the language to no outdoor tours after 11 p.m.

(47:17) Mr. Pecharich said Mr. Bailey and Verde Exploration do have a contract, and that Mr. Bailey has valid points and has been honorable in his dealings with Verde Exploration, with no complaints regarding his operations. He noted that the Council's concerns seem aimed at the other tour businesses and that there needs to be rational basis for this type of ordinance, especially if tour businesses will be restricted from using public streets. Mr. Pecharich asked how minivans on residential streets are different from Mr. Bailey's tour vans. He expressed concern that this ordinance could damage a business that is working in good faith with the town.

Ms. Harvey would like to stay with the 10 p.m. shutdown in consideration of the residents.

Ms. Moore said in the town code, it has been stated for at least 15 years that commercial vehicles or businesses are not to use residential areas. She said residents deserve privacy and no congestion on residential streets. As for the cemetery and access through a residential area, she is not sure what the solution is for businesses having agreements that impinge on the restriction of commercial traffic on residential streets.

(51:18) Mr. Sinclair said he was unsure that the town could restrict tours on private property. He also posed questions about limiting the number of tour companies: How does the town put a process in place to remove or allow a business? How will the town oversee the process and what would the licensing process be? Mr. Sinclair said other tours come up the hill, including large coaches dropping off people at the fire station.

Vice Mayor Worth said she would rather allow locally-based businesses and restrict outside tours and agreed that a clear process is needed to regulate this. She also mentioned that she has been at the old high school for 17 years in one way or another and has had no issues with Mr. Bailey's tours.

(58:57) Jerome resident Lacey Ritter said bars are open till 2 a.m. and are a great disturbance. She said it seems unfair to limit tours because of noise if bars are open till 2 a.m.

(59:59) Jerome property owner Jera Peterson said that since tour vans have stopped coming down North Drive, it has been peaceful on her street.

(1:00:42) Mr. Bailey said he appreciated the support from the vice mayor and Ms. Ritter. He said he could understand wanting peace to sleep, then mentioned that he lives in the UVX Apartments and can hear Ms. Harvey and her friends talking at Paul and Jerry's past midnight. He agreed that clear regulation is needed. He suggested restricting outside tour companies that are not paying taxes to Jerome like he is. Mr. Bailey said there needs to be a compromise.

Ms. Gallagher said she will work on this and could use help from a councilmember. Mr. Sims suggested an executive session to discuss this further.

Ms. Moore said the amendments did not need much revising in her estimation. She said the bars stay where they are and do not tour around and that it seems reasonable to her to allow inside tours after 10 p.m. The limitation on the number of tour businesses is what Council needs to discuss further.

(1:05:53) Mr. Bailey asked if the Council still wanted to ban tour vans from North Drive and reiterated that he has an agreement with UVX to access the cemetery. Ms. Harvey said North Drive is a residential street and that it is already in the ordinance that tour businesses are not allowed in residential areas. Mr. Bailey started to say that this restricted businesses from doing business when Ms. Harvey interrupted him and said it was already in the ordinance. Mr. Sims quickly suggested Council discuss this at an executive session.

Vice Mayor Worth recommended a special executive session and to not wait for the next regular meeting.

#### 8:13 (1:08:42)

## ITEM #7F: FIRST READING – ORDINANCE NO. 480, AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JEROME, YAVAPAI COUNTY, ARIZONA, AMENDING THE JEROME TOWN CODE BY THE ADDITION OF NEW ARTICLE 8-7, "SHORT-TERM RENTAL REGULATION"

Council may conduct the first reading of Ordinance No. 480.

Mayor Dillenberg conducted the first reading of the ordinance in title only.

Ms. Gallagher said this ordinance has a resolution tied to it and that it essentially mirrors what Sedona and Scottsdale have done. She asked Mr. Sims to explain further.

Mr. Sims said that vacation rentals have been an issue for Jerome for five or six years, ever since the town first attempted to effectuate an ordinance restricting them and the Goldwater Institute threatened the town with a lawsuit. He said other jurisdictions have tried to legislate around this and that Sedona has managed to work around the state statute with "significant teeth." Mr. Sims said Scottsdale has modeled their ordinance after Sedona's and now Scottsdale's state-shared revenues are at risk. He said Jerome gets almost \$300k in sales tax revenues that could be taken away if Jerome is sued. Mr. Sims said this is one of four tools Jerome has, and that residents have suggested others. He said Jerome can adopt the ordinance and team up with other jurisdictions, as there is power in numbers.

Vice Mayor Worth said she does not want to back down on this issue and that people who are fighting this are not easy to argue with. She said it is not what Jerome's residents want but we are limited in this political climate for now. The vice mayor said they would be running a risk but that the town can also be part of a leadership team and be an example for other towns.

(1:14:16) Property owner Doajo Hicks introduced himself and said he had just closed on his property in Jerome. He said he had learned of the ordinance and has concerns, as he is spending a significant amount of money to open a business and rent a seasonal apartment when he is not staying there. He said this several times and mentioned the new property owner next to him, a wealthy person from Phoenix, would also have concerns about the ordinance. Mr. Hicks said he was aware that this is a concern for residents and that affordable housing is an issue. Mayor Dillenberg thanked Mr. Hicks for his input.

(1:16:34) Ms. Peterson said the town needs to limit this however possible. She suggested raising parking to \$5. Ms. Moore said, "Homes are not hotels." She said she has no problem with B&Bs in the commercial zone and that residential neighborhoods are no place for hotels.

Mayor Dillenberg reread the ordinance in title only.

#### 8:22 (1:17:34)

## ITEM #7G: RESOLUTION NO. 633, A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF JEROME, ARIZONA, DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE TOWN CLERK AND ENTITLED "ARTICLE 8-7, JEROME TOWN CODE, SHORT-TERM RENTAL REGULATION"

Council may adopt Resolution No. 633.

#### Motion to adopt Resolution 633

COUNCILMEMBER	MOTION	SECOND	AYE	NAY	ABSENT	ABSTAIN	ĺ
BARBER			X				ĺ
DILLENBERG			X				ĺ
HARVEY	Х		X				ĺ
MOORE		Х	X				ĺ
WORTH			X				ĺ

(1:19:21) Council took a short break at 8:24 and returned at 8:32.

#### ITEM #8:

#### **UNFINISHED BUSINESS**

#### 8:32 (1:20:03)

#### ITEM #8A: PUBLIC HEARING CONTINUED: WATER AND SEWER RATES, FEES AND CHARGES

Council will continue a public hearing which commenced on September 14, 2021 regarding possible changes to water and sewer rates, fees and charges. The hearing was continued specifically with respect to a possible line maintenance charge. Following the hearing, Council may discuss the line maintenance charge and direct staff in that regard.

Ms. Gallagher had prepared two scenarios for line maintenance charges which were included in the meeting packets. Ms. Moore said she considered these to be reasonable proposals for a line maintenance charge.

Ms. Gallagher explained the next steps are to give direction to staff, continue the public hearing, open it to the public for comments, then continue or close the hearing.

Ms. Harvey had a question about information in the summary regarding "where water enters Jerome." Ms. Gallagher shared a map onscreen and explained where the water flows into town. She said the measurements are Fire Chief Rusty Blair's estimates using a mapping scale and that he had proposed the graduated charge as reflected in the second scenario. A brief discussion ensued about distances in and outside of town limits.

Ms. Harvey suggested that the base distance at zero charge should be 5500 feet, not 6500 feet.

Ms. Barber made the observation that the rate will not affect many utility accounts. Ms. Gallagher confirmed this and said it was really the longer lines that are a problem for maintenance. Ms. Barber said Scenario 2 seemed to better address the reason for establishing the maintenance charge.

Vice Mayor said she would like applied numbers to see what the charges would be but supported the concept and would like to pursue available funding for out-of-town infrastructure improvements. Ms. Gallagher clarified that this is monies charged for line maintenance. Vice Mayor Worth said she wants to be fair to consumers and cover costs.

Mayor Dillenberg said the charges are not exorbitant. Ms. Gallagher said this will help cover the cost of maintenance. Council agreed on having Ms. Gallagher prepare a resolution using Scenario 2. The mayor then opened the hearing to the public. No comments were elicited. Mayor Dillenberg closed the hearing at 8:43 p.m.

#### 8:44 (1:31:53)

#### ITEM #8B: HOTEL JEROME WINDOW REPLACEMENT

Council will review quotes received for plate glass window replacement at the Hotel Jerome and may approve this work.

Mayor Dillenberg commented on the expense of the window replacements but said he did not mind investing in something aesthetic and functional.

Vice Mayor Worth said her understanding was the cost of large sheets of glass and the removal of the old glass are driving the cost. She deferred to Mack Brennan of Crested Construction who was in attendance.

Ms. Harvey asked about the Central Glass estimate and the two quotes for types of framing.

Mayor Dillenberg asked Mr. Brennan to explain the estimates and costs to replace the six windows.

(1:34:36) Mr. Brennan explained the benefits of getting the windows framed in aluminum and said it would be less maintenance and longer lasting than wood framing. He said getting the glass out of the south side windows will be a challenge and that it is hard to predict what the job will entail until they start the work. Mr. Brennan then explained the quote, what his charge would be to repair and replace the wood around the windows, and that the quotes from the glass company are separate from his fees.

Ms. Gallagher asked Mr. Brennan to clarify what the Central Glass quote included and what work he would do as part of the window replacements. He explained that they would take out the glass, he would fix the woodwork that framed it, then the glass company would put in the new glass. A brief discussion ensued about the other estimates.

Mayor Dillenberg asked Mr. Brennan when he could submit more accurate estimates. Mr. Brennan said he would need to contact the glass companies, take a closer look at the work needed, and get current estimates. He said the prices have likely increased.

Mayor Dillenberg said he wanted a firm commitment on the total price so the project could move forward. Mr. Brennan said the work would need to be done within 30 days of the estimate to get the quoted price.

Ms. Gallagher said she would create an estimate form to submit to the glass companies so that the quotes would be comparable. Mr. Brennan agreed to review the form.

Ms. Moore asked if the new windows would have the same appearance as the old ones. Mr. Brennan said that the windows from Central Glass would be clad in metal, not wood, but that visually they would look close to the old windows. Ms. Moore said the project would need to go before the design review board if the appearance is going to be different.

(1:42:37) Jerome resident Nancy Robinson said she and Steve Knowlton have done research and found that the Wright Brothers Glassworks in Anthem, Arizona, is a source for other glass companies, so the town could go straight to them and save money on the glass and have them deliver the glass to Jerome.

Mayor Dillenberg directed staff to contact Wright Brothers Glassworks.

#### 8:56 (1:43:50)

#### ITEM #8C: WATERLINE IMPROVEMENTS AND HYDRANT INSTALLATION

Council will review bids received for waterline improvements and hydrant installation on Dundee, Deception and Holly (to be funded by a CDBG grant), and Council's options for moving forward with these projects.

Ms. Gallagher updated Council on the status of the projects and said the bids came in much higher than the available funding. She said NACOG and the town engineer are scaling the project back and sending it out for bid again. Ms. Gallagher said that Dundee was the previously stated priority and that she will keep everyone posted.

#### 8:57 (1:45:06)

#### ITEM #8D: COVID-19

Council will discuss COVID protocols in light of the most recent data.

The mayor and vice mayor agreed that the status quo should remain in place and to review again in February.

#### ITEM #9:

#### **NEW BUSINESS**

#### 8:58 (1:45:49)

#### ITEM #9A: STREET LIGHT AT 5<sup>TH</sup> AND VERDE

Council will discuss options for replacement of a streetlight at 5<sup>th</sup> and Verde which is no longer functioning.

Mayor Dillenberg asked for input from the councilmembers.

Vice Mayor Worth said she relies on the streetlights on Center and would be curious to know what residents think. She said there is also new construction in that area.

Ms. Harvey said it would be wise to take a neighborhood survey or hold a meeting to see what the residents would like to do who own property in that area.

Ms. Gallagher said she could send out a letter. She said if the light is replaced, it will be a brighter, LED light, not a twinkly, historic one.

Ms. Moore suggested looking for replacements for old streetlights online.

Vice Mayor Worth mentioned that in the last two years, many changes have happened to the residency in that area. Ms. Gallagher said she could send out a mailing. If the residents want the light replaced, she will search for options.

#### 9:01 (1:49:40)

#### ITEM #9B: PROCLAMATION: HUMAN TRAFFICKING AWARENESS MONTH

Council may approve a proclamation declaring January 2022 as Human Trafficking Awareness Month. Ms. Gallagher read aloud the proclamation in full.

#### Motion to approve proclamation declaring January 2022 as Human Trafficking Awareness Month

COUNCILMEMBER	MOTION	SECOND	AYE	NAY	ABSENT	ABSTAIN
BARBER			Х			
DILLENBERG			X			
HARVEY		Х	X			
MOORE			X			
WORTH	Х		X			

#### 9:04 (1:52:45)

#### ITEM #9C: ROAD SIGNAGE

Council will discuss the need for signage on certain town roads and may direct staff in this regard.

Ms. Gallagher said she discussed signage with Chief Muma, who also talked with Jerome resident Margie Hardie. Ms. Hardie had requested RESIDENTS ONLY signage. The Chief said that this would not be effective and suggested putting a sign on School Street directing drivers to 89A.

Ms. Harvey said GPS is a problem because it directs drivers to Second Street.

(1:54z;53) Jerome resident Lacy Ritter said the RESIDENTIAL ONLY signs on School Street are set too far onto School Street and that drivers can't even read them until they're already on the one-way road. She asked if they could be moved closer to the Y on the road so drivers can avoid School Street before it's too late. Mayor Dillenberg said they would run this idea by Chief Muma.

Vice Mayor Worth said she does not like the damage to the cobblestone streets and safety is a concern. She said even locals speed down Center.

Ms. Moore said ATVs looking for Allen Springs Road keep going onto private driveways past the Gulch crossing near the old fire station. She suggested a sign by the crossing letting drivers know that it is a dead end. Ms. Moore said it is a challenge because it is a public road that dead ends onto private property. Ms. Gallagher said she would talk to Chief Muma. Ms. Moore suggested either NO THRU TRAFFIC or DEAD-END signs.

#### ITEM #10: 9:12 (1:59:57)

#### TO AND FROM THE COUNCIL

Council may direct staff regarding items to be placed on a future agenda.

Vice Mayor Worth said she was going to Michigan and would be available via email, phone, or video. She said she has received a request from the Lion's Club to see if Jerome would want to run a vision clinic in town. She explained what the clinic would offer to residents. The vice mayor also requested a legislative update from the League and that the out-of-date building code be on the next agenda.

Ms. Moore requested a walk-through of the Hotel Jerome to talk about moving construction along on the level above the artists' co-op. She said she would like building inspector Barry Wolstencroft to join.

Ms. Moore suggested talking to the Jerome Historical Society about making a trade to consolidate the parking area. She also talked to cemetery volunteer Dave Garner about the goats at the old cemetery. She said it is more involved than letting goats run loose on the property and plans to go down there and look at the property with Mr. Garner.

Mayor Dillenberg said he wants to see the Hotel Jerome project continued and more quickly. Ms. Gallagher said lead abatement at the Hotel Jerome has recently been completed, which needed to take place before other work could be done.

Ms. Harvey brought up the removed portajohns and said there has been quite a discussion online about it. Ms. Gallagher reminded her that at the November 9 council meeting, it was decided to remove two of the four johns immediately and the other two johns after the holidays, but Josh Epperson said the two remaining johns would be overused, so Ms. Gallagher decided to leave all of them in place until the first week of January. Mayor Dillenberg said he has been receiving complaints about the missing portajohns.

Ms. Harvey asked about the timeline for public restrooms and said word needs to get out to residents and employees in that area that the public restrooms at the artists' co-op have reopened. She suggested this be posted at the post office.

Ms. Gallagher said the planned public restrooms will go before P&Z next week and that they should be ready by summer.

Discussion ensued about the public restrooms and reinstalling the portajohns. It was made clear that the number of available public restrooms is the same as it was before the pandemic.

#### ITEM #11: ADJOURNMENT

#### Motion to adjourn at 9:22 p.m.

COUNCILMEMBER	MOTION	SECOND	AYE	NAY	ABSENT	ABSTAIN
BARBER		Х	X			
DILLENBERG			X			
HARVEY	Х		X			
MOORE			X			
WORTH			X			

APPROVE:	ATTEST:
Dr. Jack Dillenberg, Mayor	Candace B. Gallagher, CMC, Town Manager/Clerk
Date:	